

**IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

TERA A. MCMILLAN,

Plaintiff,

V.

**ALABAMA DEPARTMENT OF YOUTH
SERVICES and
MICHAEL J. HARDY,**

Defendants.

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CASE NO. 2:07-CV-01-WKW

MICHAEL J HARDY's MOTION FOR SUMMARY JUDGMENT

COMES NOW MICHAEL J. HARDY, DEFENDANT, and respectfully moves the Court to grant Summary Judgment in his behalf in that Plaintiff has failed to prove that said Defendant has committed any unlawful discrimination against Plaintiff on the basis of sex in violation of Title VII of the Civil Rights Act of 1964, as amended, 42 U. S. Code Section 2000 e, *et seq*, as well as the equal protection clause of the United States Constitution.

In support thereof, Defendant Hardy submits the attached brief of arguments and authorities.

Respectfully submitted, this the 24th day of November, 2007.

s/ JAMES ELDON WILSON
James Eldon Wilson (WIL079)
Deputy Attorney General

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CERTIFICATE OF SERVICE

I hereby certify that on November 24, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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s/JAMES ELDON WILSON
Of Counsel